

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
April 9, 2007

D047420 People v. Diaz

The judgment is reversed. Benke, Acting P.J.; We Concur: Haller, J. Irion, J.

D048630 People v. Schehl

The judgment is affirmed. McDonald, J.; We Concur: Huffman, Acting P.J., Irion, J.

D047993 People v. Weaver

The judgment is affirmed. McDonald, J.; We Concur: Nares, Acting P.J., McIntyre, J.

D049498 In re Weaver on Habeas Corpus

The petition is denied. McDonald, J.; We Concur: Nares, Acting P.J., McIntyre, J.

D050063 Martinez v. Superior Court of San Diego County/People

The petition and requests are denied.

D049746 In re Angelina H., a Juvenile

The judgment is affirmed. Haller, Acting P.J.; We Concur: McDonald, J., Irion, J.

Court convened at 9:00 a.m.

Present: The Honorable Judith McConnell, Presiding Justice, and The Honorable Associate Justices Richard Huffman and Cynthia Aaron
Clerk: D. Moore

D047826 People v. George

Cause called on merits. Joseph T. Tavano, Esq. argued for appellant. Robin Derman, Deputy Attorney General argued for respondent. Cause submitted.

D048059 Tsai v. WRI/Rancho San Marcos, LLC

Cause called on merits. David A. Niddrie, Esq. argued for appellant. Gregory Mark Bordo, Esq. argued for respondent. Mr. Niddrie replied. Cause submitted.

Court recessed at 9:49 a.m. to change panel members. New panel members: The Honorable Judith McConnell, Presiding Justice, and The Honorable Associate Justices Terry O'Rourke and Cynthia Aaron

D048612 Mabie et al. v. Kaplan Inc., et al.

Cause called on merits. Keith Zakarin, Esq. argued for appellant. Lawrence Jay Salisbury, Esq. argued for respondent. Mr. Zakarin replied. Cause submitted.

Court recessed at 10:06 a.m. until 1:30 p.m.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
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DIVISION ONE
April 9, 2007 (Continued)

Court reconvened at 1:30 p.m.

Present: The Honorable Gilbert Nares, Acting Presiding Justice, and The Honorable Associate Justices Judith Haller and Alex McDonald
Clerk: D. Moore

D048862 Cross, Zauld & Greenfield, LLP et al. v. Caruthers

Cause called on merits. Suzy Moore, Esq. argued for appellant. Michael F. Cressey, Esq. argued for respondent. Ms. Moore replied. Cause submitted.

D049796 Roddy v. Superior Court/Brown et al.

D049769 Guillen v. Superior Court/Cole et al. (cases were argued together)

Matter called on merits. Daniel J. Gonzalez, Esq. argued for petitioners (Roddy and Guillen.) Donald Levine, Esq. argued for real parties in interest (Roddy.) Christopher J. Plourd, Esq. argued for real party in interest, Cole (Guillen.) Carmela F. Simoncini, Esq. argued for amicus. Mr. Levine replied. Mr. Plourd replied. Mr. Gonzalez replied. Matter submitted.

Court recessed at 2:55 p.m. to change panel members. New panel members: The Honorable Gilbert Nares, Acting Presiding Justice, and The Honorable Associate Justices Alex McDonald and Terry O'Rourke

D048554 Cavanaugh v. Landa

Cause called on merits. Douglas F. Walters, Esq. argued for appellant. Kurtiss Jacobs, Esq. argued for respondent. Mr. Walters replied. Cause submitted.

D048549 Paulson v. Paulson

Cause called on merits. Donald David, Esq. argued for appellant, pro hac vice. David C. Nelson, Esq. argued for respondent. Mr. David replied. Cause submitted.

Court recessed at 3:41 p.m. until Tuesday, April 10, 2007 at 9:00 a.m.

D050323 Butler v. Superior Court of San Diego County/People

The petition is denied. Petitioner has an adequate remedy by way of appeal.

D050617 Drews v. Superior Court of Imperial County/People

The petition is denied. Petitioner has an adequate remedy by way of appeal.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
April 10, 2007

D050085 In re Williams on Habeas Corpus

The petition and motion to strike are denied.

D050060 In re Andrew T., a Juvenile

The appeal is dismissed. McIntyre, J.; We Concur: McConnell, P.J., Irion, J.

D050025 In re Helms on Habeas Corpus

The petition is denied.

D050086 In re Owens on Habeas Corpus

The petition is denied.

D050026 In re Levy on Habeas Corpus

The petition is denied without prejudice to being filed in Division Six of the Second District Court of Appeal located at 200 East Santa Clara Street, Ventura, California, 93001. (See *In re Roberts* (2005) 36 Cal.4th 575, 593).

D049379 In re Aaron G., a Juvenile

The order is affirmed. Benke, Acting P.J.; We Concur: Huffman, J., Haller, J.

D050104 In re Ernesto F. et al., Juveniles

The appeal is dismissed. O'Rourke, J.; We Concur; McIntyre, J., Irion, J.

D047875 People v. Soper

The judgment is reversed. Aaron, J.; We Concur: McConnell, P.J., McDonald, J.

D047979 Henry v. Consumer Portfolio Services Inc., et al.

The order is affirmed. O'Rourke, J.; We Concur: Benke, Acting P.J., Nares, J.

D050061 In re Randall on Habeas Corpus

The petition is denied.

D046806 People v. Macklem

Judgment is affirmed. CERTIFIED FOR PUBLICATION. Huffman, Acting P.J.; We Concur: McDonald, J., McIntyre, J.

D048287 In re the Marriage of Alvarez

The order is affirmed. Joe Alvarez is entitled to costs on appeal. McConnell, P.J.; We Concur: Benke, J., Huffman, J.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
April 10, 2007 (Continued)

D049391 Cajon Valley Union School District v. Houghton

Based on the stipulation of the parties under section 128, subdivision (a)(8), the judgment is reversed and the case is remanded to the trial court with directions to vacate the judgment. The remittitur shall issue immediately. Each party shall bear its own costs. McIntyre, J.;
We Concur: Benke, Acting P.J., Nares, J.

D050207 State of California v. Superior Court of San Diego County/Black et al.

The petition is denied.

D046617 Ohton v. Board of Trustees of the California State University et al.

The petition for rehearing is denied.

**D050371 Romchoung K. et al. v. Superior Court of San Diego County/San Diego
County Health and Human Services Agency**

The attorneys for petitioners' Romchoung K. and Sammy U. have notified the court that petitions for writ of mandate under California Rules of Court, rule 8.452 and 5.600 will not be filed. The case is dismissed.

Court convened at 9:00 a.m.

Present: The Honorable Patricia Benke, Acting Presiding Justice, and The Honorable Associate Justices Judith Haller and Joan Irion

Clerk: D. Moore

D048565 In re Jeremiah W., a Juvenile

Cause called on merits. Monica Vogelmann, Esq. argued for appellant, telephonically. Linda Fabian, Esq. argued for respondent. Kathleen M. Mallinger, Esq. argued for the minor. Ms. Vogelmann replied. Cause submitted.

Court recessed at 9:36 a.m. to change panel members. New panel members: The Honorable Judith Haller, Acting Presiding Justice, and The Honorable Associate Justices Alex McDonald and Joan Irion

D047606 Wah et al. v. Sharp Memorial Hospital

Cause called on merits. Penelope Phillips, Esq. argued for appellant. J. Jason Hill, Esq. argued for respondent. Ms. Phillips replied. Cause submitted.

Court recessed at 10:06 a.m. to change panel members. New panel members: The Honorable Gilbert Nares, Acting Presiding Justice, and The Honorable Associate Justices Judith Haller and Terry O'Rourke

COURT OF APPEAL OF THE STATE OF CALIFORNIA
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April 10, 2007 (Continued)

D048244 People v. Ramos

Cause called on merits. Sachi Wilson, Esq. argued for appellant. Donald Ostertag, Certified Law Student argued for respondent. Ms. Wilson replied. Cause submitted.

D048249 People v. Padilla

D049899 In re Padilla on Habeas Corpus

Cause called on merits. Susan K. Keiser, Esq. argued for appellant. David Delgado-Rucci, Deputy Attorney General argued for respondent. Ms. Keiser replied. Cause submitted as to appeal only, D048249.

D048758 Alford et al. v. County of San Diego et al.

Cause called on merits. Richard A. Rothschild, Esq. argued for appellant. Catherine Scott Murphy, Esq. was present in oral argument for appellant, but did not argue. C. Ellen Pilsecker, Deputy County Counsel argued for respondent. Mr. Rothschild replied. Cause submitted.

Court recessed at 11:28 a.m. until 1:30 p.m.

Court reconvened at 1:30 p.m.

Present: The Honorable Patricia Benke, Acting Presiding Justice, and The Honorable Associate Justices Richard Huffman and Judith Haller

Clerk: D. Moore

D048175 People v. Westbrook

Cause called on merits. Patricia Lea Brisbois, Esq. argued for appellant. Wade Poulson, Certified Law Student argued for respondent. Ms. Brisbois replied. Cause submitted.

D049530 In re Omar E., a Juvenile

Cause called on merits. Leslie A. Barry, Esq. argued for appellant, Mary E. Richard Pfeiffer, Esq. argued for appellant, Tomas M. Gary Seiser, Deputy County Counsel argued for respondent. Ms. Barry replied. Mr. Pfeiffer replied. Cause submitted.

D048382 Bojorquez v. Goodemoot

Cause called on merits. Judith Lillian Bayard, Esq. argued for appellant. John Knoll, Esq. argued for respondent. Ms. Bayard replied. Cause submitted.

Court recessed at 2:30 p.m. to change panel members. New panel members: The Honorable Judith McConnell, Presiding Justice, and The Honorable Associate Justices Patricia Benke and Judith Haller

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
April 10, 2007 (Continued)

D046763 People v. Boysen

Cause called on merits. James Atkins, Deputy District Attorney argued for appellant. Steven Graff Levine, Esq. argued for respondent. Mr. Atkins replied. Cause submitted.

Court recessed at 3:45 p.m. to change panel members. New panel members: The Honorable Judith McConnell, Presiding Justice, and The Honorable Associate Justices Patricia Benke and Gilbert Nares

D046668 Vasquez v. State of California

Cause called on merits. Thomas Stuart Clifton, Esq. argued for appellant. Robert Berke, Esq. argued for respondent. Janet Herold, Esq. was present in oral argument for respondent, but did not argue. Mr. Clifton replied. Cause submitted.

Court recessed at 4:30 p.m. until Wednesday, April 11, 2007 at 9:00 a.m.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
April 11, 2007

D046809 People v. Winston

The judgment is reversed and remanded for resentencing; in all other aspects, the judgment is affirmed. Irion, J.; We Concur: Haller, Acting P.J., O'Rourke, J.

D049724 In re H.G., a Juvenile

The order is affirmed. Irion, J.; We Concur: Nares, Acting P.J., McDonald, J.

D050484 Fahy v. McNeil

Because appellant did not timely pay the filing fee, the appeal is dismissed. (Cal. Rules of Court, rule 8.100(C)(5).)

Court convened at 9:00 a.m.

Present: The Honorable Judith McConnell, Presiding Justice and The Honorable Associate Justices Patricia Benke and Richard Huffman
Clerk: D. Moore

D047679 People v. Johnson

Cause called on merits. George L. Schraer, Esq. argued for appellant. David Delgado-Rucci, Deputy Attorney General argued for respondent. Mr. Schraer replied. Cause submitted.

Court recessed at 9:32 a.m. to change panel members. New panel members: The Honorable Patricia Benke, Acting Presiding Justice, and The Honorable Associate Justices James McIntyre and Cynthia Aaron

D047941 People v. James

Cause called on merits. Cristina Gabrielidis, Esq. argued for appellant. Steve Oetting, Deputy Attorney General argued for respondent. Ms. Gabrielidis replied for appellant. Cause submitted.

D049568 In re Monserrat T. et al., Juveniles

Cause called on merits. Cristina Gabrielidis, Esq. argued for appellant. Suzanne Evans, Esq. argued for the children. Tahra Broderson, Deputy County Counsel argued for respondent. Ms. Gabrielidis replied. Cause submitted.

D048551 People v. Lopez

Cause called on merits. Richard De La Sota, Esq. argued for appellant. Kristen Buie, Certified Law Student argued for respondent. Cause submitted.

D047879 People v. Oropeza

Cause called on merits. Chuck Sevilla, Esq. argued for appellant. Lynne McGinnis, Deputy Attorney General argued for respondent. Mr. Sevilla replied. Cause submitted.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE

April 11, 2007 (Continued)

D047482 Doll v. Arena Group 2000, L.P. et al.

Cause called on merits. Lee H. Roistacher, Esq. argued for appellant. Rob G. Leach, Esq. argued for respondent. Mr. Roistacher replied. Cause submitted.

Court recessed at 11:36 a.m. until 1:30 p.m.

Court reconvened at 1:30 p.m.

Present: The Honorable Judith Haller, Acting Presiding Justice, and The Honorable Associate Justices Terry O'Rourke and Joan Irion

Clerk: D. Moore

D048030 Vansandt et al. v. Trivedi et al.

Cause called on merits. Charles D. Nachand, Esq. argued for appellant. Allen Kent Brown, Esq. argued for respondent. Mr. Nachand replied. Cause submitted.

Court recessed at 2:07 p.m. to change panel members. New panel members: The Honorable Alex McDonald, Acting Presiding Justice, and The Honorable Associate Justices Terry O'Rourke and Joan Irion

D047798 County of San Diego v. Arzaga

Cause called on merits. James Thompson Shaw, Esq. argued for appellant. Mary Dahlberg, Deputy Attorney General argued for respondent. Mr. Shaw replied. Cause submitted.

Court recessed at 2:31 p.m. to change panel members. New panel members: The Honorable Judith Haller, Acting Presiding Justice, and The Honorable Associate Justices Alex McDonald and Terry O'Rourke

D047471 Steven Smith v. Hance/Gregory Smith

Cause called on merits. John B. Barriage, Esq. argued for appellant, Steven L. Smith. Gregory Smith, argued for appellant in pro per. Mattheus E. Stephens, Esq. argued for respondent. Mr. Barriage replied. Mr. Smith replied. Cause submitted.

Court recessed at 3:25 p.m. until Thursday, April 12, 2007 at 9:00 a.m.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE

April 11, 2007 (Continued)

D048904 D'Arrigo Brothers Company of California v. Agricultural Labor Relations Board/United Farm Workers of America, AFL-CIO

Let a writ of review issue ordering the Agricultural Labor Relations Board (the Board) to certify and return to this court any materials that were before the Board in making its decision in the matter of D'Arrigo Brothers Co. of California (Respondent) and United Farm Workers of America AFL-CIO (Charging Party) 32 ALRB No. 1, and are not contained in the petition for review currently before this court. These materials should be received by this court on or before April 30, 2007.

If a party requests oral argument, the request should be in letter form with proof of service on the other parties and be filed with the court on or before May 4, 2007. The letter should also identify the focus of the party's argument and the amount of time requested, not to exceed 15 minutes.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
April 12, 2007

D049280 In re Lance M., a Juvenile

The judgment is modified to strike the order for a DNA sample. In all other respects, the judgment is affirmed. Huffman, Acting P.J.; I Concur: Aaron, J., I Concur and Dissent: McDonald, J. (with opinion)

D047225 People v. Weaver

The judgment is affirmed. Huffman, Acting P.J.; We Concur: McDonald, J., McIntyre, J.

D048544 In re Sonny R., a Juvenile

The trial court order declaring Sonny a ward is reversed. McIntyre, Acting P.J.; We Concur: O'Rourke, J., Aaron, J.

D049504 In re Fiona H., a Juvenile

The judgment is affirmed. O'Rourke, J.; We Concur: Nares, Acting P.J., McIntyre, J.

D049967 In re Crenshaw on Habeas Corpus

The judgment is modified to strike the restitution fine under section 1202.45. The superior court is directed to prepare an amended abstract of judgment reflecting the modification and forward it to the Department of Corrections and Rehabilitation. Huffman, J.; We Concur: McConnell, P.J., McIntyre, J.

D047606 Wah v. Sharp Healthcare

The judgment is affirmed. Sharp is entitled to costs on appeal. McDonald, J.; We Concur: Haller, Acting P.J., Irion, J.

D049806 In re M.N., a Juvenile

The portion of the appeal dealing with the ICWA issue is dismissed as moot. The judgment and order summarily denying Cassandra's section 388 petition are affirmed. Irion, J.; We Concur: Benke, Acting P.J., Aaron, J.

D047940 People v. Velasquez

The judgment is affirmed. Haller, Acting P.J.; We Concur: O'Rourke, J., Irion, J.

D048249 People v. Padilla

D049899 In re Padilla on Habeas Corpus

(consolidated) The order is affirmed. The petition for writ of habeas corpus is denied. Haller, J.; We Concur: Nares, Acting P.J., O'Rourke, J.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE

April 12, 2007 (Continued)

D050158 Ormat International, Inc. v. Superior Court of Imperial County/Madriaga Construction Services, Inc. et al.

The petition is denied.

D050088 In re Cochran on Habeas Corpus

The clerk of the court is directed to attach a copy of the abstract of judgment to this order. The petition is denied.

D049945 Marure et al. v. Anguiano et al.

Appellant has failed to file a brief after notice given pursuant to California Rules of Court, rule 8.220(a). The appeal is DISMISSED.

Court convened at 9:00 a.m.

Present: The Honorable Gilbert Nares, Acting Presiding Justice, and The Honorable Associate Justices Alex McDonald and Joan Irion

Clerk: D. Moore

D049230 In re Richard B., a Juvenile

Cause called on merits. Niccol Kording, Esq. argued for appellant, Frederick B. Monica Vogelmann, Esq. argued for appellant, Antoinette B, telephonically. Susan Bookout, Esq. argued for the minor. Paula Roach, Deputy County Counsel argued for respondent. Ms. Kording replied. Cause submitted.

D048338 Spaid v. California Franchise Tax Board et al.

Cause called on merits. Noel W. Spaid, argued for appellant, in pro per. Leslie Branman Smith, Esq. argued for respondent. Ms. Spaid replied. Cause submitted.

Court recessed at 9:46 a.m. to change panel members. New panel members: The Honorable Gilbert Nares, Acting Presiding Justice, and The Honorable Associate Justices Judith Haller and Joan Irion

D047813 Edgar v. Chula Vista Elementary School

Cause called on merits. Paul Vincent Carelli, Esq. argued for appellant. Charles Moore, Esq. argued for respondent. Mr. Carelli replied. Cause submitted.

Court recessed at 10:25 a.m. to change panel members. New panel members: The Honorable Judith Haller, Acting Presiding Justice, and The Honorable Associate Justices Alex McDonald and Joan Irion

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
April 12, 2007 (Continued)

D048013 People v. Reyes

Cause called on merits. Laura Fee Furness, Esq. argued for appellant. Ray Diguiseppe, Deputy Attorney General argued for respondent. Ms. Furness replied. Cause submitted.

Court recessed at 10:42 a.m. until 1:30 p.m.

Court reconvened at 1:30 p.m.

Present: The Honorable Richard Huffman, Acting Presiding Justice and The Honorable Associate Justices James McIntyre and Cynthia Aaron
Clerk: D. Moore

D047340 People v. Gonzalez

Cause called on merits. Lewis A. Wenzell, Esq. argued for appellant. Stephanie Crow, Deputy Attorney General argued for respondent. Mr. Wenzell replied. Cause submitted.

Court recessed at 1:40 p.m. to change panel members. New panel members: The Honorable Richard Huffman, Acting Presiding Justice, and The Honorable Associate Justices Alex McDonald and James McIntyre

D048047 Panther v. Micheli

Cause called on merits. Peter G. Friesen, Esq. argued for appellant. Mary A. Lehman, Esq. was present in oral argument for appellant, but did not argue. Cathleen Fitch, Esq. argued for respondent. Mr. Friesen replied. Cause submitted.

Court recessed at 2:14 p.m. to change panel members. New panel members: The Honorable Alex McDonald, Acting Presiding Justice, and The Honorable Associate Justices James McIntyre and Cynthia Aaron

D048076 Singh v. Board of Trustees of the California State University

Cause called on merits. Rahul Singh, argued for appellant in pro per. Susan Westover, Esq. argued for respondent. Mr. Singh replied. Cause submitted.

Court recessed at 2:42 p.m. until Friday, April 13, 2007 at 9:00 a.m.

D050624 In re Aries L., a Juvenile

This matter has been reviewed by Associate Justice Huffman, Presiding Justice McConnell and Associate Justice McIntyre. The notice of appeal is untimely. The appeal is accordingly dismissed

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
April 12, 2007 (Continued)

**D050344 Bailey v. Superior Court of San Diego County/Board of Trustees of
California State University**

For good cause shown, the Superior Court of San Diego County is ordered to show cause why the relief requested should not be granted. Absent a written objection on or before April 23, 2007, real party in interest's response will be deemed to be the return to the order to show cause. Petitioner may file a reply on or before May 7, 2007.

Absent a written request on or before May 14, 2007, oral argument will be deemed waived. If a party requests oral argument, the request should be in letter form with proof of service on the other parties. The letter should also identify the focus of the party's argument and the amount of time requested, not to exceed 15 minutes.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
April 13 2007

D050377 Dillard et al. v. Wawanesa Mutual Insurance Company

Pursuant to California Rules of Court, rule 8.140, the appeal filed February 28, 2007, is dismissed for appellants' failure to timely designate the record.

D047040 Austin B., a Minor etc. et al. v. Escondido Union School District et al.

The judgment and orders are affirmed. CERTIFIED FOR PUBLICATION. Nares, Acting P.J.; We Concur: Haller, J., Irion, J.

Court convened at 9:00 a.m.

Present: The Honorable Judith McConnell, Presiding Justice, and The Honorable Associate Justices Richard Huffman and James McIntyre
Clerk: D. Moore

D049542 In re Tadeo S., a Juvenile

Cause called on merits. Linda Rehm, Esq. argued for appellant. Linda Fabian, Esq. argued for the minor. Paula Roach, Deputy County Counsel argued for respondent. Ms. Rehm replied. Cause submitted.

D048380 Dardeen et al. v. FMI Inc., et al.

Cause called on merits. Stuart D. Hirsch, Esq. argued for appellant. Timothy J. Daley, Esq. argued for respondent. Cause submitted.

D049027 In re Mary G., a Juvenile

Cause called on merits. Patti Dikes, Esq. argued for appellant, Frank R. Andrea St. Julian, Esq. argued for appellant, Jennifer G. Paula Roach, Deputy County Counsel argued for respondent. Carl Fabian, Esq. argued for the minor. Ms. Dikes replied. Ms. St. Julian replied. Cause submitted.

Court adjourned at 10:28 a.m.

D049488 People v. Green

The judgment is affirmed. Aaron, J.; We Concur: Haller, Acting P.J., Irion, J.

D049108 People v. Bartlett

The judgment is affirmed. McDonald, J.; We Concur: Haller, Acting P.J., O'Rourke, J.

D049723 In re John L. et al., Juveniles

The judgments are affirmed. McIntyre, J.; We Concur: McConnell, P.J., Irion, J.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
April 13, 2007 (Continued)

D049916 In re Salvador R., a Juvenile

Appellant has failed to file a brief after notice given pursuant to California Rules of Court, rule 8.360(c)(5)(A). The appeal is dismissed.

D050618 Kilmanajaro LLC v. Superior Court of San Diego County/Maxim Plaza, LLC et al.

The petition is denied.

D049168 In re Bowers on Habeas Corpus

The petition is denied.

D050228 Beniloe P. et al. v. Superior Court of San Diego County/San Diego County Health and Human Services Agency

No timely petition for writ has been filed. The notice of intent is deemed to be abandoned. The case is dismissed.

D049444 Berardi v. Superior Court of San Diego County/People

Berardi's Motion for Early Finality of Decision, filed August 13, 2007, is denied. The District Attorney's Request to Reinstate Stay of Trial Court Proceedings, filed August 13, 2007, is denied as unnecessary.

D050109 Phelps v. Workers' Compensation Appeals Board and Grossmont Union High School District et al.

The petition is denied.